

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
**Zucherman et al.**

Serial No.: **10/816,173**

Filed: **April 1, 2004**

For: **Cervical Interspinous Process Distraction  
Implant and Method of Implantation**

Attorney's Docket No: **5910-194**

PATENT PENDING

Examiner: Mr. Pedro Philogene

Group Art Unit: 3733

Confirmation No.: 7894

MS AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
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May 22, 2008

Date

Cora Federnock

This correspondence is being:

- ☒ electronically submitted via EFS-Web

**AMENDMENT AND RESPONSE**

In response to the Office Action of 22 February 2008, Applicant submits this paper. While no fees are believed due, the Office is authorized and requested to charge any fees necessary for the entry of this paper to Deposit Account 18-1167.